

REMARKS

Election of Claims

Claims 1-29 are currently pending. In a Response to an election request dated October 6, 2006, Applicant withdrew claims 1-19 without traverse and preserving all rights in withdrawn subject matter. In response to a second election request made by the Examiner pursuant to 35 U.S.C. § 121, mailed on December 28, 2006, Applicant hereby provisionally elects without traverse to prosecute the species drawn to treating a cancer as claimed in claims 20, 22, 23, 26, and 27. Applicant hereby withdraws claims 21, 24, 25, 28, and 29 from consideration and reserves the right to consideration of the species therein upon allowance of a generic claim to all claimed species as provided in 37 C.F.R. § 1.141(a). Withdrawal of these species also addresses Examiner's election requirement in Group B.

Applicant has amended claim 20 to comply with the Examiner's election requirement and reserves his right to be entitled to consideration of remaining species in claim 20 as provided in 37 C.F.R. §1.141. Applicant has also amended claims 22 and 26 to correct typographical errors and claim 23 for purposes of clarity. Finally, Applicant has amended claim 27 to clarify the invention. Applicant reserves his right to file a divisional application to seek coverage for subject matter of any of the withdrawn claims.

Applicant has also added new claims 30-31. Support for the new claims is found in the specification at least in the following paragraphs of the published application: [0048]; [0053]; [0064]; and [0070].

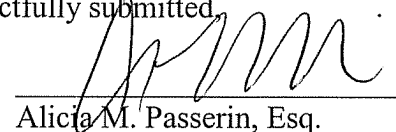
Applicant respectfully submits that the patent application and the new and amended claims are in a condition for allowance. Accordingly, reconsideration and allowance of the claims are respectfully requested.

Applicant would appreciate the courtesy of a telephone call should the Examiner have any questions or comments with respect to this response or the claim language for purposes of efficiently resolving same.

The Commissioner is hereby authorized to charge Deposit Account No. 03-2026 for any fees associated with this Amendment and Response.

Respectfully submitted,

By


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